

EXHIBIT 4

Page 1

1 UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF MASSACHUSETTS
3 Civil Action No. 1:19-cv-12235-LTS

5 JOSEPH MANTHA, on behalf of himself,
6 and all others similarly situated,

7 Plaintiff,

8 v.

9 QUOTEWIZARD.COM, LLC,

10 Defendant.

11

12

13

14 JOSEPH MANTHA, a witness called on behalf of the
15 Defendant, taken pursuant to the Federal Rules of Civil
16 Procedure, before Lori Atkinson, Notary Public in and
17 for the Commonwealth of Massachusetts and Professional
18 Shorthand Reporter, conducted via Zoom on
19 Thursday, September 10, 2020, commencing at 10:32 a.m.

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Page 2

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Page 3

1 **I N D E X**

2	WITNESS	PAGE
3	JOSEPH MANTHA	
4	By Mr. Polansky	5

5 **E X H I B I T S**

8	Number	Description	Page
9	Exh 1	Notice of Plaintiff's Continued Virtual Deposition for 09.10.20	4
11	Exh 2	2020.07.26 Text Message Mantha and Novia	8
13	Exh 3	MANTHA000335-MANTHA000335-MANTHA000503 CONFIDENTIAL	38
15	Exh 4	Business Calls Franklin Perkins School Ed Manual 2014-15	43
16	Exh 5	Supplemental Answers To Interrogatories	68
18	Exh 6	Supplemental Answers to Defendant's First Set of Admissions	76
19	Exh 7	Supplemental	81
23	****Exhibits retained electronically.***		

Page 4

1 P R O C E E D I N G S

2 (Document marked as Exhibit No. 1 for
3 identification.)

4 THE VIDEOGRAPHER: We are on the record.

5 This is the videographer speaking, Bill Slater, of
6 Veritext. Today's date is September 10, 2020. The time
7 is approximately 10:32 a.m. This is day two of the
8 deposition of Joseph Mantha.

9 Counsel, please introduce yourselves for the
10 record.

11 MR. POLANSKY: Good morning. This is
12 Kevin Polansky for the Defendant, QuoteWizard.

13 MR. BRODERICK: Good morning, Edward
14 Broderick, for the Plaintiff.

15 THE VIDEOGRAPHER: Will the court reporter,
16 Lori Atkinson, please swear the witness in and we will
17 proceed.

18 THE COURT REPORTER: Will counsel please
19 stipulate to the swearing in of the witness remotely?

20 MR. POLANSKY: Yes.

21 MR. BRODERICK: Yes.

22 THE COURT REPORTER: Mr. Mantha, would you
23 raise your right hand, please.

24 (Witness complies.)

Page 5

1 THE COURT REPORTER: Do you solemnly swear
2 or affirm that the testimony you are about to give is
3 the truth, the whole truth, and nothing but the truth?

4 THE WITNESS: I do.

5 JOSEPH MANTHA,
6 having been satisfactorily identified and first duly
7 sworn by the Notary Public, was examined and testified
8 as follows:

9 DIRECT EXAMINATION

10 BY MR. POLANSKY:

11 Q. Good morning, Mr. Mantha. I'm not going to go
12 through sort of the background information we did last
13 time. We are going to try to stick to new topics or
14 expanding on topics that were already discussed briefly
15 last time.

16 Before I do so, I wanted to ask you: What did
17 you do to prepare for today's deposition?

18 A. In -- over the -- since the last one, I talked to
19 my lawyers a few times.

20 Q. I don't want to know anything that you discussed.

21 Did you speak to anyone else?

22 A. No.

23 Q. Did you view any documents in preparation for
24 today's deposition?

1 A. No.

2 Q. Did you review your prior deposition testimony?

3 A. I received it shortly after. I kind of scanned
4 through it. I don't think I read every word start to
5 finish.

6 Q. When was that? When did you review it?

7 A. Around the time that I received it. I'm not sure
8 when I got it.

9 Q. Sometime in August?

10 A. Yes. What was the date of the last deposition?
11 I don't even know at this point.

12 Q. I think it was in July.

13 A. So whenever it was sent to me, maybe within a
14 week of that time. I don't have a date for you. I
15 don't know.

16 Q. It wasn't last week or two weeks ago?

17 A. No.

18 Q. Did you -- when you were reviewing the testimony,
19 was there anything that stood out to you that needed to
20 be changed?

21 A. No.

22 Q. After you testified last time, did you speak to
23 Steve Novia?

24 A. No.

1 Q. You didn't tell him that you testified and his
2 name came up?

3 A. No.

4 Q. At some point did Mr. Novia become aware, to your
5 knowledge, about a deposition of his coming up?

6 A. Yes.

7 Q. Did you speak to him about his deposition?

8 A. No.

9 Q. In advance of your first deposition, did you
10 speak to Mr. Novia about your deposition? Not this one,
11 the first one.

12 A. I made him aware that I was going into it. But
13 didn't really speak about it, necessarily.

14 Q. What did you make him aware of?

15 A. That I had it.

16 Q. Did you speak to him on the phone?

17 A. I'm not sure. I don't think so. I might have.
18 I don't know. I remember letting him know that I was
19 doing it.

20 Q. Do you have access to the Exhibit Share website?

21 A. We did this last time. I would need a refresher
22 of how to do it. But it worked.

23 MR. POLANSKY: If you sign into Veritext --
24 we can go off the record for a moment.

1 THE VIDEOGRAPHER: The time is 10:36. We
2 are off the record.

3 (Break in the proceedings.)

4 THE VIDEOGRAPHER: This is the beginning of
5 media number two. We are back on the record. The time
6 is 10:37.

7 (Document marked as Exhibit No. 2 for
8 identification.)

9 BY MR. POLANSKY:

10 Q. I'm showing you what has been marked as Exhibit 2
11 for this deposition. And I will represent to you that
12 this is a text message that we received from Mr. Novia
13 prior to his deposition.

14 Have you seen this text stream before?

15 A. I don't remember having that exact conversation
16 but it is there. So sure.

17 Q. You don't remember having that conversation?

18 A. I remember that I had a communication with Steve.
19 I don't remember if I talked to him on the phone or if
20 we had a text message. Now you are showing me a text
21 message. I was aware that I talked to him in some form
22 letting him know that I had a deposition.

23 Q. Right. You can see from the first text that he
24 says, "Good luck tomorrow." Right?

1 A. Yes.

2 Q. There is nothing that I can see above it. Right?
3 That appears to be the first text in this string. Would
4 you agree with me?

5 A. Yeah.

6 Q. I honestly don't know whether there was a text
7 before this. What I would like to get at is whether
8 there were more texts with Mr. Novia or whether you had
9 spoken to him on the phone about your deposition?

10 A. I understand what you're saying. I don't know.
11 I don't have any other text messages or even have those.

12 Q. You don't have these text messages?

13 A. I would have to look. I don't think so.

14 What I'm saying is I don't know if I spoke to him
15 on the phone prior to this or not?

16 Q. Let's back up a second. This is July 26th which,
17 you would agree with me, is about five or six weeks ago;
18 right?

19 A. Yes.

20 Q. Have you spoken to Mr. Novia between July 26th
21 and today on the phone?

22 A. No.

23 Q. If you spoke to him on the phone around the time
24 of July 26th, you have no memory of it from five weeks

1 ago?

2 A. I don't.

3 Q. I don't mean to sound degrading, But do you have
4 issues with your memory?

5 A. No, sir.

6 Q. You don't know if you've ever received these
7 texts from Mr. Novia?

8 A. Could you repeat that?

9 Q. You don't know if you still have these text
10 messages? By "text messages," I mean iMessages from
11 Mr. Novia?

12 A. You are asking me if I have them?

13 Q. Yes. Are they still on your phone?

14 A. I would have to look.

15 Q. You are free to look.

16 A. When I type in his name for a message, nothing
17 comes up.

18 Q. Do you have a tendency to delete your messages?

19 A. No.

20 Q. So if the message with Mr. Novia -- strike that.

21 Do you recall receiving these text messages from
22 Steve?

23 A. Yes. I remember him saying "Good luck".

24 Q. Do you recall deleting these messages from your

1 phone?

2 A. No.

3 Q. How is it you know that these messages no longer
4 exist on your phone?

5 A. I just typed in his name. It is not there. Text
6 messages don't stick around.

7 Q. I think they stick around for most people. I can
8 go on my phone and look three years back and they still
9 come up.

10 Do you know if anyone else deleted these from
11 your phone?

12 A. No.

13 Q. Does anyone have access to your iMessages?

14 A. No.

15 Q. Have you ever had issues with text messages or
16 iMessages being deleted in the past?

17 A. No.

18 Q. As you sit here today, you have no text messages
19 from Mr. Novia in your phone?

20 A. No.

21 MR. BRODERICK: Joe, did you hit message
22 before you typed his name in?

23 THE WITNESS: I hit message to type in like
24 a new message. Then I type in his name. Then when I

Page 12

1 hit his name, nothing comes up. If I were to do that --
2 say with my brother right now. When I typed in his
3 name, the last messages come up. I don't think my phone
4 keeps them after a certain period of time. I think
5 that's what it is.

6 BY MR. POLANSKY:

7 Q. The messages with your brother aren't deleted?

8 A. If I hit new message, I typed in Michael, and I
9 hit his name, the conversation comes up.

10 Q. But it doesn't come for Mr. Novia?

11 A. No.

12 Q. Are you searching under the correct name? Do you
13 have a nickname for Mr. Novia that possibly is contained
14 within your phone?

15 A. No. I type it in, there is one. It pops up
16 other Steve's that I have in my phone. There is only
17 one Steve Novia.

18 Q. Is my screen still being shared?

19 A. No.

20 Q. Moving on. It appears that you may have spoke to
21 Mr. Novia prior to your first deposition but you have no
22 memory of that conversation. Is that right?

23 MR. BRODERICK: Objection.

24 A. Correct.

1 I don't know if I texted with him or if I talked
2 to him on the phone.

3 Q. You are aware that your employers' deposition is
4 tomorrow; is that correct?

5 A. Correct.

6 Q. Have you spoken to anyone of your employer
7 regarding this case?

8 A. I spoke to the VP of HR.

9 Q. Who is that?

10 A. Derek Padon.

11 Q. When did you speak with Derek Padon?

12 A. When it first came up for them. I believe they
13 received a subpoena. My CEO asked me to reach out to
14 him to follow up with what that is for.

15 Q. Who is your CEO?

16 A. Michael Ames.

17 Q. Did you speak to Michael Ames about the subpoena?

18 A. No.

19 Q. Michael Ames was the recipient of the subpoena
20 that was issued in this case and he didn't discuss it at
21 all with you about what the case was about?

22 A. No. He put me in contact with HR.

23 Q. Then you spoke to Derek Padon?

24 A. Yes.

1 Q. When was that conversation with Derek Padon?

2 A. I don't know an exact date. Probably within a
3 few days of receiving that.

4 Q. How many times have you spoken to Derek Padon
5 about the case?

6 A. Just that first time. Then I believe that was
7 cancelled and I sent him another date to see if he could
8 do that date and he said yes.

9 Q. What was the conversation or -- strike that.

10 What was the substance of the conversation
11 between you and Mr. Padon?

12 A. I let him know that I was involved in a lawsuit.

13 Q. Did he ask you why he was being asked to testify?

14 A. Yes.

15 Q. What did you say?

16 A. I said that they are questioning my phone and
17 whether that is a business phone or a residential phone,
18 personal.

19 Q. What did he say?

20 A. I don't really remember what he said.

21 Q. Did you give him any instructions with respect to
22 his testimony?

23 A. No.

24 Q. Did he tell you whether he thought your phone was

1 a personal or a business phone?

2 A. I think he immediately said, "Why would they
3 think that?" Or something along those lines. We don't
4 -- That's not a work phone. That is your phone. Or
5 something.

6 I said, Well, they need you to join the
7 deposition. Or something along those lines. It was
8 pretty quick and brief.

9 Q. Was there any discussion about being able to
10 provide helpful testimony to you?

11 A. No.

12 Q. Did he ask anything more about the case?

13 A. No.

14 Q. Did you talk about business records that the
15 school may have produced?

16 A. No.

17 Q. Did you talk to him about how often you use the
18 phone to receive calls from the school?

19 A. No.

20 Q. Did you talk to him about any directories where
21 your cell phone may be included at the school?

22 A. Can you repeat that?

23 Q. Sure. Did you speak to Mr. Padon about any
24 directories at the school that might list your cell

1 phone number?

2 A. No.

3 Q. Since your last deposition, have you spoken to
4 anybody else other than your lawyers about this case?

5 A. My wife.

6 Q. What have discussed with your wife?

7 A. I think the one thing in particular that I talked
8 to her about was her brother.

9 Q. What about her brother?

10 A. He was brought up and, you know, I think I
11 mentioned or you mentioned him. And then we haven't
12 seen him in quite some time.

13 Q. Was there any discussion of whether -- strike
14 that.

15 Is his name Nicholas Banks?

16 A. Yes.

17 Q. Was there any discussion whether he could have
18 supplied your information in a website called
19 SnappyAutoInsurance.com?

20 A. No, I think I said, "Your brother's name came
21 up."

22 Q. Did she ask in what context?

23 A. No -- I shouldn't say no. I said something like
24 that. But I mentioned like, Are you aware of his

1 criminal history? Or something.

2 Q. I guess having a spouse of my own and knowing the
3 conversations that we have between one another it
4 strikes and me as odd that she wouldn't inquire about
5 why they were asking about her brother and his criminal
6 history?

7 A. Yes. She definitely did ask that first question
8 and what I said was that you had asked about his
9 criminal history and I think I said something like -- I
10 don't know.

11 It has been a sore subject in our family -- her
12 family. He has been -- I don't know what you call it --
13 taken out our lives by our doing. It has been a long
14 time of substance abuse history. And, you know, my wife
15 has done everything she can to help him and it is just
16 sad.

17 Q. Do you know whether your wife spoke to Mr. Banks
18 after you told her about your deposition testimony?

19 A. No, she hasn't talked to him.

20 Q. Other than -- did you have more to your answer?

21 A. I said she hasn't talked to him in a long time.
22 There might have been a few attempts by him over the
23 last two years to kind of start talking to her again.
24 But he has just not taken responsibility for his life

1 and his actions.

2 Q. Other than -- I'm sorry.

3 A. She doesn't talk to him.

4 Q. Other than speaking with your wife about her
5 brother, was there any conversation regarding Snappy
6 Auto Insurance?

7 A. No.

8 Q. Were there any other -- did you discuss with her
9 the Steve Novia communications that you testified about?

10 A. I said Steve's name came up. Once I found out
11 that he was going to be deposed, I said that.

12 Q. Did she ask?

13 A. She asked the same question that I asked. "Can I
14 talk to Steve?" You know, "Am I allowed to?" We just
15 haven't which stinks.

16 Q. So are you aware whether she had spoken to Steve
17 at all during the course of this litigation?

18 A. To my knowledge she hasn't.

19 Q. What about Steve's wife?

20 A. What is that?

21 Q. What about Steve's wife?

22 A. Steve is not married.

23 Q. Does he have a significant other?

24 A. Not to my knowledge.

1 Q. Anything else that you guys have discussed about
2 this case since your last deposition?

3 A. Since the last deposition?

4 Q. Yes.

5 A. Not really.

6 Q. When you say "not really," what have you
7 discussed?

8 A. When it is coming up and got scheduled, you are
9 going to be deposed. They are asking, can you do this
10 date? So small talk around it.

11 But in terms of talking about it, my wife has
12 never really cared to hear about it.

13 Q. Her deposition is tomorrow; is that right?

14 A. Correct.

15 Q. And have you done anything to assist her in
16 preparing for her testimony?

17 A. No. I set it up with her.

18 Q. You haven't told her what she can expect as far
19 as questions go?

20 A. No.

21 Q. No questions relating to consent, use of
22 computers; things like that?

23 A. No. I mean, she knows some of that stuff along
24 the way like when I sent off my computers. I had to sit

Page 20

1 by my computer and download my hard drive and all of
2 that stuff. She kind of knows some of the things that
3 went on along the way. But details and deep
4 conversations about it -- we have two little ones. She
5 doesn't really care.

6 Q. Now, moving on to your employment. I understand
7 that you are the director of residential operations; is
8 that right?

9 A. Yes.

10 Q. What is the name of the school?

11 A. Doctor Franklin Perkins School.

12 Q. That's a special education school?

13 A. Correct.

14 Q. From the last time, I understand you oversee six
15 residential homes; is that right?

16 A. Correct.

17 Q. The kids range anywhere from 12 to 21; is that
18 right?

19 A. Yes.

20 Q. I know you said the numbers fluctuate but usually
21 you have about 60 kids?

22 A. Correct.

23 Q. I'm sort of asking these questions because I'm
24 trying to move this along. Your normal hours that you

1 work are usually in the office at the school; right?

2 A. Yes.

3 Q. That's from 8 to 4, 9 to 5?

4 A. Yes.

5 Q. Was that consistently the same -- strike that.

6 Were those the hours that you worked in 2019?

7 A. Yes. Occasionally a little earlier, occasionally
8 a little later. You know, the average that is the
9 schedule?

10 Q. As the director of residential operations, what
11 are your duties at the school?

12 A. I oversee the six programs. I oversee the six
13 directors. I oversee the overnight administrator. I
14 work together with the clinical directors, the nursing
15 director to provide treatment to the students, the
16 policy and procedures. We have licensures
17 accreditation.

18 Q. You said you have six directors. Do those six
19 directors report to you?

20 A. Correct.

21 Q. Who are those individuals?

22 A. Now? Or at the time back in --

23 Q. 2019.

24 A. I guess it would depend. I hired two new

Page 22

1 directors this year. That's why I'm asking because
2 there were four before.

3 Q. What are the two names?

4 A. Tim O'Day.

5 Q. Tim who?

6 A. Tim O'Day.

7 Bill Cyr, C-Y-R.

8 Q. Those are the two new ones from 2020?

9 A. No. I was naming the four. Sorry.

10 The new ones are Dylan Zukowski. And Kelly
11 Gross. They are both new since August of last year.

12 Q. Going back to the four directors from 2019, we
13 have Tim O'Day and Bill Cyr. Who are the other two?

14 A. Joel Howell. Amanda Saunders.

15 Q. If I understand the hierarchy, you oversee
16 approximately 88 individuals, 88 staff members?

17 A. Yeah. So those direct reports. So I have seven
18 direct reports. I have six directors and the overnight
19 administrator. They have their staff for each of their
20 programs or division.

21 For example, the overnight staff cover the whole
22 agency. But each director only cover covers the staff
23 in their house, if you will; morning and evening staff.

24 Q. Who is the overnight administrator?

1 A. Josh Ehrets.

2 Q. If I understand correctly, the six directors
3 oversee the staff in their house. The overnight
4 administrator oversees sort of everybody during his
5 hours?

6 A. Correct. Exactly.

7 Q. Approximately how many different staff members
8 are in of each director of the different housing units?

9 A. Anywhere from ten to 15 maybe.

10 Q. Do the -- strike that.

11 As the director of residential operations and
12 having your hours generally finish around the 5:00 hour,
13 do the directors and overnight administrator have your
14 cell phone number?

15 A. Yes.

16 Q. How do they get access to your cell phone number?

17 A. They just add it. Just go off of the two that
18 just started, when they start, we share our cell phone
19 numbers.

20 Q. Is there a list that you share all the cell phone
21 numbers?

22 A. No.

23 Q. How do you share that information with them?

24 A. Supervision.

Page 24

1 Q. When you say you shared the information, how is
2 it shared, the information, email or phone number?

3 A. As I said in supervision, I have supervision with
4 them when somebody first starts. I would say, "Here is
5 my phone number. They would give me their phone
6 number."

7 Q. It would be sort of a face-to-face type of deal?
8 There are no emails or letters or anything to these
9 individuals?

10 A. Yeah. Face to face.

11 Q. In addition to the six directors and the
12 overnight administrator, does the nurse -- did you say
13 nurse?

14 A. We have nursing.

15 Q. Nursing. Does the nursing department have access
16 to your cell phone number?

17 A. I think so. Maybe.

18 Q. If something comes up after your normal hours,
19 again, when you leave around 5 or so, and I understand
20 some days it would be longer. If there is an issue,
21 would they call your cell phone?

22 A. If it is something major. We have an on call
23 system. An on call phone that is a Perkins phone that
24 an administrator, a program director, program

Page 25

1 coordinator carries for a week. It goes Friday to
2 Friday. They receive all the calls.

3 Now, if something reaches what we call like a
4 critical -- so somebody goes to the hospital, a runaway,
5 something major, police involvement, something big --
6 they would contact myself or the chief operating
7 officer.

8 Q. So the on call system, is that something that you
9 have to participate in?

10 A. For direct calls, no. But as the kind of
11 critical upper admin call, I rotate back and forth with
12 my COO, who is my supervisor.

13 Q. But the on call system, you have people who would
14 walk around with that phone for a week?

15 A. Yes.

16 Q. That does not include yourself?

17 A. No.

18 Q. You are the individual that gets the critical
19 phone calls in addition to the COO?

20 A. Correct.

21 Q. Would you say that there are critical calls to
22 your cell phone every month?

23 A. Yes.

24 Q. Approximately how many times per month?

Page 26

1 A. I wouldn't even give an approximation. It could
2 be none. It could be 15. Just kind of how it goes, you
3 know, it ebbs and flows, certainly.

4 Q. The school doesn't give you a work cell phone for
5 these calls; is that right?

6 A. No.

7 Q. If I understand you correctly, the school doesn't
8 reimburse you for the use of your phone. Is that
9 correct?

10 A. I have a \$30 credit that I get from my agency.

11 Q. Who is the agency?

12 A. Doctor Franklin Perkins.

13 Q. So they give you a \$30 credit because of the time
14 that you use on your phone per month; is that right?

15 MR. BRODERICK: Objection.

16 A. Originally when it was put in place, it was for
17 data. We were asked to have our -- part of
18 communication is email, having email access. That's how
19 it came up. I forget what year that started. That was
20 put in place a while ago and now it has just carried on.
21 It is something that I believe is either the first or
22 last check of each month you get a \$30 credit. I don't
23 think it says anything like cell phone or anything on
24 it. I don't really look at it.

1 Q. That's the --

2 A. Say that again.

3 Q. Is that monthly? Strike that.

4 How often do you get paid?

5 A. Biweekly.

6 Q. So that is \$30 per paycheck?

7 A. It is 12 times a year.

8 Q. They give the \$30 credit once a month?

9 A. Yeah. One check a month. I don't know if it is
10 the first or the last. That's why it is one or the
11 other. That's why it's 12 per year.

12 Q. That \$30 credit is reflected in your pay stub, 12
13 times per year?

14 A. It should be. I never looked for it.

15 Q. Was that \$30 credit in place in 2019?

16 A. Yes.

17 Q. Was it in place in 2018?

18 A. Yes.

19 Q. Has it been in place for a couple of years now?

20 A. Yes.

21 Q. The email that you get on your personal cell
22 phone, is that the same email that you would get if you
23 were on a desktop computer at work?

24 A. Yes, it is an Outlook account.

Page 28

1 Q. Do you respond to your emails on your cell phone?

2 A. Yes, sometimes.

3 Q. All the emails come to your cell phone?

4 A. Yes, if I open it up.

5 Q. Do you have a -- strike that.

6 Generally, how much email traffic would you get
7 in a day?

8 A. Maybe a hundred.

9 Q. Personal emails, how many emails do you get a
10 day?

11 A. You said personal?

12 Q. Yes.

13 A. I don't know, 50.

14 Q. 50 personal emails.

15 A. Each time you are asking questions there is a --
16 I don't know if you are hitting your microphone, it is
17 muffling.

18 (Technical difficulties.)

19 BY MR. POLANSKY:

20 Q. So I think I asked you, I don't know if you heard
21 it, excluding spam email on your personal email, how
22 many personal emails do you receive a day?

23 A. Not many. It is a lot of junk.

24 Q. When the staff members of the school call you on

1 your phone, are they calling from a school number or
2 their personal cell phone number?

3 A. Can be either.

4 Q. Do you know the numbers that come up as staff
5 members, do their numbers come up on your cell phone?

6 A. Yes. Usually I guess there has some
7 clarification in there. I don't get direct calls from
8 -- so when you say staff, you might be speaking of my
9 administrators, you know, that are underneath me. Staff
10 are the staff that work in the programs. Then the
11 administrators, there are program coordinators. There
12 are directors.

13 The directors and coordinators are the on call
14 folks. So they take calls through the on call phone.
15 And they either call me. Sometimes they call me from
16 the on call phone. Sometimes they use their phone.
17 Sometimes if they are at work they call me from either
18 their work phone or their cell phone.

19 Q. That is a helpful clarification. You have the
20 six directors and then you have the one overnight
21 administrator and then you also have nursing that
22 reports directly to you; is that right?

23 A. Not nursing.

24 Q. Not nursing.

1 Who does nursing report to?

2 A. The nursing director reports to one of our
3 clinical directors.

4 Q. Who does the clinical director report to?

5 A. The chief operating officer; same person that I do.

6 Q. Focusing on the six directors and the overnight
7 administrator, I understand all in there is about 86
8 staff members? Or is that including the directors and
9 overnight administrator?

10 A. That 80 -- roughly in that 86, that includes
11 directors, coordinators, overnight staff.

12 That's -- I think I told you we budgeted for but
13 we're rarely ever full. Tough job.

14 Q. Again, you know, let me know if I'm incorrect.
15 The folks would call you after hours would be the
16 directors and the overnight administrator; is that
17 right?

18 A. Or the coordinators because the coordinators are
19 in the rotation with the director.

20 Q. When you say the rotation, you are talking about
21 the on call system?

22 A. Yes.

23 Q. How many coordinators are there?

24 A. Five.

Page 31

1 Q. Who are they in 2019? Who they were in 2019?

2 A. Joy Zias. Jessica Tashajian. Dwayne Murray.

3 Will St. Claire. And Jeff Terho.

4 Q. Are they all still employed today by the school?

5 A. Yes.

6 Q. So there's these five individuals, the six
7 directors that we talked about, and the overnight
8 administrator that could possibly call you after hours.

9 Is that right?

10 A. Yes. The overnight has a second, like, an
11 assistant night awake administrator. It is a vacant
12 position right now. There are seven days in a week.
13 They work ten hours shifts. He only works four days a
14 week. Then the assistant night awake administrator
15 would work the other three nights.

16 Q. Who is that?

17 A. Last year it rotated and it's a vacant position
18 right now. So there was a few names that might have
19 been for 2019 was Kyle Burke and another -- I think
20 another person started after that like right around the
21 holiday season this year. I'm drawing a blank. She
22 didn't last very long.

23 Q. All of those individuals, the directors, the
24 overnight administrator, the coordinators, you would

1 have their cell phone number as well in your phone?

2 A. Yes.

3 Q. So if they called you, you would know it was
4 coming from one of them and not some unknown number?

5 A. Correct. There's two on call numbers. The PDs
6 or PCs would use the 8:00 a.m. to 10 p.m. where they
7 take calls. They also take any callouts during that
8 time.

9 The 10 p.m. to 8:00 a.m. the overnight
10 administrator or an assistant or a backup type person
11 they carry a phone as well. Each of them have a
12 work-issued on call phone.

13 Q. Is it also possible to receive calls from folks
14 in the residential home?

15 A. It is certainly possible.

16 But I don't get direct calls from them off it.
17 It goes to the on call system. They call the on call
18 phone. They talk to the PD, PC. And if it reaches that
19 critical nature that I spoke of, then it gets bumped up.

20 Q. Do you meet with the -- do you call them students
21 or residents?

22 A. I call them both. They are changeable. There
23 are residents and students. We have a school on site
24 that also day students come in for. There's roughly,

1 say, a hundred day students that get bused in from an
2 hour radius. And then there's the 60 residential
3 students from the programs that attend school there.

4 Q. Do you meet with all of the residents or
5 students?

6 A. Do I meet with them?

7 Q. Yes. Do they have direct access to you or are
8 you mainly overseeing the administrator?

9 A. Yeah, I'm overseeing the program. Sometimes
10 things get, you know, the culture of the program, if you
11 will. Programming becomes unstable. Sometimes I
12 support the program director in trying to stabilize the
13 house. Sometimes if a student maybe did something
14 bigger that wasn't appropriate, you know, got in a fight
15 in multiple restraints, I sometimes join them in trying
16 to reset expectations or come up with an ISP,
17 individualized support plan; things like that.

18 So, directly, no. I have kind of gotten more and
19 more removed over the last three years.

20 Q. Do the students or residents have direct access
21 to you if they want to get ahold of you? After hours?

22 A. If they wanted to talk to me, if they said, you
23 know, "I'm not happy with what is going on." I have a
24 kind of open door policy in that sense. They would talk

1 to their staff.

2 They would talk to their program director,
3 coordinator and say, Sometimes a lot of kids want to
4 skip and jump right to the top, you know. So they can't
5 just walk over to my office and walk in.

6 Q. What about contacting you after hours, would the
7 students or residences ever do that?

8 A. No.

9 Q. What about their parents, do they have access to
10 your cell phone number?

11 A. Their what?

12 Q. Their parents. The students ages are 12 to 21.
13 Would you be involved with their parents at all?

14 A. No.

15 Q. Their parents wouldn't contact you on your
16 personal cell phone?

17 A. No.

18 Q. Have you ever received calls from the students or
19 residents on your cell phone?

20 A. No.

21 Q. If a student was hospitalized that would come
22 through the nursing department?

23 A. Hospitalized? Well, it depends on what we are
24 saying there. We have psychiatric emergencies so kids

1 become so dysregulated that they need to be evaluated.

2 They go to an ER.

3 That stuff in the evening goes through the on
4 call. Typically there is a precursor to it. A bigger
5 event, an incident, you know, an assault or a restraint
6 or something of that nature that triggers a psychiatric
7 emergency, where they would go to be evaluated.

8 Q. Outside of the residential unit, are there other
9 individuals at the school that would contact you after
10 hours?

11 A. No.

12 Q. The CEO wouldn't contact a CFO or COO; things
13 like that?

14 A. No. If there is a bigger, bigger, you know,
15 incident that happens, I would contact my supervisor,
16 the COO. If he was on vacation or something, out of the
17 country, I would call the COO. That is kind of our
18 chain of command.

19 Q. Are you aware of any written formal policy
20 regarding calling you after hours?

21 A. No.

22 Q. Are you aware of any informal policy other than
23 what you have already discussed about calling after
24 hours?

1 A. No.

2 Q. The folks that report to you understand that if
3 something reaches that critical level that they can
4 call?

5 A. Yes. They should.

6 Q. I think last time you said were 11
7 administrators. When we have been discussing the
8 coordinators, the directors, are you lumping those into
9 that term administrator?

10 A. Yeah. Exactly. In that I was speaking directly
11 to the program so that is six directors, five
12 coordinators.

13 Then, again, I took the night administrator not
14 in that 11. It is kind of a separate entity. That
15 person is responsible for overnight staff and all six
16 programs. Whereas, the director and coordinator for a
17 team would be responsible for the first shift and second
18 shift.

19 Q. I don't want to do it right now. I don't want to
20 take the time to do it. If it was asked of you to
21 provide the cell phone numbers for those 11
22 administrators and overnight administrator, could you
23 do so?

24 A. Yes.

1 (Technical difficulties.)

2 THE VIDEOGRAPHER: The time is 11:20. We're
3 off the record.

4 (Break in the proceedings.)

5 THE VIDEOGRAPHER: This is the beginning of
6 media number three. We are back on the record. The
7 time is 11:25.

8 MR. POLANSKY: Ted, are you agreeable to
9 providing those numbers after the fact? Or do you want
10 me to go through that now?

11 MR. BRODERICK: No, we can get you those
12 because he could easily just serve them.

13 Cell numbers for whom exactly?

14 MR. POLANSKY: For the administrators that
15 call him after hours. I think there's 11 or 12
16 individuals

17 THE WITNESS: Are you asking for the ones
18 currently or last year?

19 MR. POLANSKY: It would be last year.

20 THE WITNESS: It would be slightly
21 different.

MR. POLANSKY: That's all right.

23 MR. BRODERICK: Kevin, when you get to a
24 breaking point, I could use, not an emergency, you know

1 five minutes.

2 MR. POLANSKY: Now is fine. I am still
3 booting up. Now would be a good time.

4 THE VIDEOGRAPHER: The time is 11:26. We
5 are off the record.

6 (Break in the proceedings.)

7 THE VIDEOGRAPHER: This is the beginning of
8 media number four. We are back on the record. The time
9 is 11:36.

10 BY MR. POLANSKY:

11 Q. Okay. I'm going to show you another document.

12 (Document marked Exhibit No. 3 for
13 identification.)

14 Q. Mr. Mantha, do you see what I have put in front
15 of you as Exhibit 3?

16 A. Yes.

17 Q. And in discovery, we had asked for your business
18 records and this is what I was provided.

19 Is that your business card?

20 A. That is.

21 Q. Is that a current business card?

22 A. Yes.

23 Q. How many prior business cards have you had, if
24 any?

1 A. I think I had one as a program director prior to
2 this position, which would have just read the same but
3 with program director underneath it.

4 Q. This lists your direct line at the school; is
5 that right?

6 A. Um-hmm.

7 Q. It doesn't go to your cell phone?

8 A. No.

9 Q. Do you ever forward your calls from your direct
10 line to your cell phone?

11 A. Now I do.

12 Q. When did you start doing that?

13 A. After COVID hit we started doing a lot more
14 remote stuff. Just started learning a lot more
15 capabilities of our phone system.

16 Q. Now the calls that go to this direct line will be
17 forwarded to your cell phone?

18 A. They could if it is turned on. It is through an
19 app.

20 Q. How often do you turn it on?

21 A. Since COVID hit I had it on pretty much all the
22 time.

23 Q. Do you have the prior business card?

24 A. I don't think so I think I would have tossed it

1 when I got these. I don't think so.

2 Q. Did you look for them when you worked looked for
3 this card?

4 A. No. I think I just hit three years at this
5 position.

6 Q. When you got the business card, do you -- strike
7 that.

8 Is the business card issued by the school or in
9 certain format or do you request what is provided on the
10 card?

11 A. It is issued by the school. I didn't request
12 anything.

13 Q. Do you have any other sort of documentation
14 regarding any directories that the school provides with
15 your phone number on it -- your cell phone number on it?

16 A. No.

17 Q. Are you aware of any directories that include
18 your cell phone?

19 A. No.

20 Q. Are you aware of any directories that include
21 your business phone, your school phone?

22 A. Yes.

23 Q. What are those directories?

24 A. That is the directory in our phone system, which

Page 41

1 is called Ring Central that is also the app that I would
2 put on my phone. So within Ring Central there is a
3 directory.

4 Q. And is Ring Central something that you have
5 access to an internet browser? Can you go in Ring
6 Central and print out a telephone directory?

7 A. Yes.

8 Q. Have you done that in this case?

9 A. I have a copy of our directory sitting on my desk
10 so that I don't have to go into the app every single
11 time at my desk and look for somebody.

12 Q. Have you provided that to your counsel?

13 A. I don't think so.

14 Q. Why not?

15 A. I'm not sure.

16 MR. BRODERICK: Objection.

17 BY MR. POLANSKY:

18 Q. You can answer. Why have you not provided that
19 telephone directory to your counsel?

20 A. I said --

21 MR. BRODERICK: Objection. I don't think it
22 was requested.

23 MR. POLANSKY: Well, it was requested. We
24 are going to go through those requests. That's why I'm

Page 42

1 asking. I think it is relevant as to why any sort of
2 telephone directory wasn't provided.

3 Again, we will go through the specific
4 request later. But apparently it was requested of
5 Mr. Mantha. And now I will go down that road about, you
6 know, what he provided and when and what else is out
7 there.

8 MR. BRODERICK: You requested it of the
9 school.

10 MR. POLANSKY: No, I requested it of
11 Mr. Mantha. We will take a look at it. We will go
12 through those requests later as they are very specific.

13 BY MR. POLANSKY:

14 Q. Is this the telephone directory for 2020?

15 A. I don't know what it -- like is it for a year or
16 is it just ongoing? I don't know how it is operated or
17 who oversees it. How many numbers get plugged in. You
18 know what I mean, if a new employee starts they somehow
19 get in there. I think it is an ongoing directory.

20 Q. Are you aware of any school directories that are
21 not contained in Ring Central?

22 A. Not since Ring Central started.

23 Q. When did Ring Central start?

24 A. A few years, two or three. I don't know exactly.

Page 43

1 Q. Are you aware of a document called the Franklin
2 Perkins School Ed manual?

3 A. Ed manual? That would be education.

4 Q. Yes, education manual.

5 A. No. I'm residential so, you know, we are kind of
6 separate divisions.

7 (Document marked as Exhibit No. 4 for
8 identification.)

9 BY MR. POLANSKY:

10 Q. I'm going put this on my screen in a moment.

11 Can you see what has been marked as Exhibit 4 on
12 my screen?

13 A. Yes.

14 Q. Have you ever seen one of these education manuals
15 before?

16 A. I would have to see what is still in it.

17 Q. It has organizational charts. School contact
18 numbers. Program contact numbers.

19 Now you have been here since 2014, 2015; right?

20 A. Yes, 2007.

21 Q. Do you know if this was provided to all employees
22 for the school including residential?

23 A. I don't know. It is an educational document, it
24 is not a residential document. It is not something that

1 I refer to or --

2 Q. I'm looking at where it says school contacts. It
3 has numbers for teachers, clinical nurse specialist; is
4 that somebody who would report to you?

5 A. No.

6 Q. Is that somebody that might call you?

7 A. No. That is somebody underneath -- that is like
8 a -- like a nurse practitioner. They are not a
9 psychiatrist but they can prescribe meds.

10 Q. What about residential program, does that apply
11 to you?

12 A. Yes. Tim Hammond is now the chief operating
13 officer.

14 Q. What about Terri Philbrick?

15 A. Terri is still one of the clinical directors. We
16 now have two. And Meg McDonald is still the director of
17 nursing healthcare.

18 Q. There are numbers of residential programs,
19 individuals, at least as of 2014, 2015 in this manual?

20 A. Yes.

21 Q. Then it has different buildings. Are these
22 residential buildings?

23 A. Correct.

24 Q. You would --

Page 45

1 A. If you just go right there, in 2014, 2015 I was
2 the program director of Curtis and Duplex.

3 Q. These people would report to you?

4 A. Not the program nurse. That is just a list of
5 program staff down below, the day staff, evening staff.
6 The nurse would report to the nursing director, Meg.

7 Q. Does this refresh your memory as to whether you
8 would have received this?

9 A. No.

10 Q. Do you have access to other manuals like this at
11 the school?

12 A. Access to -- there is a lot of policy.

13 Q. Sure. What I'm getting at --

14 A. This is telephone numbers. This is something
15 that I have never seen.

16 Q. Do you know where they would keep documents like
17 this at the school?

18 A. No. We have an F drive, if you will, that has --
19 you know, kind of like a drive for the agency that has
20 all different folders in it. The school has some
21 folders. Residential has some folders. We have adult
22 services. Child development center. Rein In A Dream;
23 it is a therapeutic riding program, horsemanship.

24 There are six divisions, if you will, bigger

1 divisions.

2 Q. I'm going to ask you phone numbers and tell me if
3 you recognize them. 978-368, those are the first six
4 numbers of the school, right? Area code?

5 A. Correct. Sometimes it is the 365. Then the main
6 number that is on the business card I think has a
7 different one as well.

8 Q. 978-368 -- 978-365.

9 A. Then a four digit extension 4900.

10 Q. Do you know who 4904 is?

11 A. Off the top of my head, I don't.

12 Q. What about 4818?

13 A. I think that is Carol, the nurse.

14 Q. How about 1658?

15 A. I don't know.

16 Q. What about 6415?

17 A. Yes.

18 Q. Who is that?

19 A. That is HR.

20 Q. Would it be typical for HR to call you after
21 hours?

22 A. No.

23 Q. What would be the purpose of a call after hours
24 from HR?

Page 47

1 A. If we were unable to connect, that was the only
2 time to connect. We just said, Can we contact?

3 Q. What about 6424?

4 A. That sounds familiar. That is the manner
5 program, supervisor line.

6 Q. So that would be -- do you see, 6424; that is
7 right?

8 A. Yes.

9 Q. Why would the supervisors be calling you after
10 hours?

11 A. Typically they wouldn't. At that point back in
12 2014, 2015 when I was a director, they might have been
13 calling me.

14 Q. What about in 2019?

15 A. 2019, they wouldn't call me, if at all.

16 Q. Even if they did, what would be the reason for
17 them calling?

18 A. Emergency.

19 Q. Was it -- back in 2014, 2015 was it typical for
20 them to call you in your role at that time?

21 A. More so.

22 Q. What about 6451?

23 A. 6451?

24 Q. Um-hmm.

1 A. HR. Deb Dawson.

2 Q. Same question as earlier, why would she be
3 calling you after hours?

4 A. Deb?

5 Q. Yes.

6 A. I don't know.

7 Q. I guess if it was during hours, why would they be
8 calling you on your cell phone rather than your work
9 phone?

10 A. If something came up that was staff injuries,
11 need to get paperwork submitted. They have a lot of
12 staff get injured in incidents. Some things are on a
13 timely matter. Sometimes if they were unable to get
14 ahold of me via email or my work line. We are a campus
15 so, you know, so pre-COVID, we are moving around the
16 campus a lot, meetings all over the school. So I guess
17 if they were trying to track me down.

18 Q. It would be easier tracking you down on your cell
19 phone than your work phone during the day?

20 A. Yeah. Pre-COVID probably.

21 Q. During the day, pre-COVID, were you in front of
22 your office or were you out of your office, meeting with
23 people?

24 A. It is 50/50, maybe. I have a lot of meetings,

1 six programs, a lot of different meetings and meeting
2 with program directors. Sometimes I go to their office
3 versus mine. Lots of different meetings, whether it is
4 my building or school building.

5 Q. And if 50 percent of your time is outside of the
6 office, how often would you check your email to make
7 sure you are getting back to people?

8 A. Hard to put a time on it. If a meeting was
9 starting would I check my phone and check emails? Sure.
10 If there was a break in a meeting would I check my
11 email? Sure.

12 Q. Are you familiar with a number 6504?

13 A. 6504? Yes. Weymouth.

14 Q. Is Weymouth another residential hall?

15 A. Yes.

16 Q. What about 6535 is that duplex?

17 A. Duplex.

18 Q. 6544?

19 A. 6544, that is a weird -- I think that is Steve
20 Young.

21 Q. Who is Steve Young?

22 A. The director of facilities. But I'm not a
23 hundred percent sure. I'm guessing there, just letting
24 you know. Doing the best I can.

Page 50

1 Q. You are doing well. 6551 is that Curtis?

2 A. 6551 is Curtis, correct.

3 Q. What about 8600?

4 A. 8600, I have no idea. 8600?

5 Q. Yes.

6 A. That doesn't even sound like one of our
7 extensions.

8 Q. It's 978-368-8600.

9 A. No.

10 Q. What about 6420?

11 A. 6420 that seems familiar. I'm not sure.

12 Q. 4861?

13 A. Yeah. I think that is one of the house lines
14 maybe at Curtis.

15 Q. 6541?

16 A. Whitehall.

17 Q. 4861?

18 A. I think that is the one we just said. I think it
19 is a Curtis house line. Each house has a supervisor
20 line and then a house line.

21 Q. 534?

22 A. 6534?

23 Q. No, no. 4003?

24 A. 4003?

1 Q. Yes.

2 A. I don't know that one.

3 Q. 6545?

4 A. Yes, Tim Hammond.

5 Q. Who is Tim Hammond?

6 A. Chief operating officer.

7 Q. 4814?

8 A. 4814, sounds familiar but I'm not sure. I don't
9 know exactly who that one is.

10 Q. Then on your business card you have 978-365-7376;
11 right?

12 A. Yes. That goes to like the operator, if you
13 will, kind of a straight in call.

14 Q. Okay. I was going to ask you why would that
15 number be calling you?

16 A. That is back before everything -- every time you
17 called out of Perkins, that is the number that showed
18 up.

19 Q. Okay.

20 A. So that is the main number. Everything went
21 through that -- what am I trying to say -- switchboard.
22 Right.

23 Q. Yes. Then you said there are two on call cell
24 phones. Do you know the number of those two?

1 A. I would have to look.

2 Q. Do you mind looking? Or if your counsel wants to
3 provide them after, we can move along.

4 MR. BRODERICK: Yeah, I can do that. Let me
5 keep a running list here.

6 MR. POLANSKY: On call phone numbers.

7 MR. BRODERICK: Gotcha.

8 BY MR. POLANSKY:

9 Q. I want to take a few minutes to go through the
10 browsing history. My understanding is back in May you
11 provided access to your two laptops. One is your
12 personal use and the other has photos in your phone to
13 Mr. DePui; is that right?

14 A. Correct.

15 Q. He imaged or copied all of those browsers?

16 A. Correct.

17 Q. You previously testified that the only one he
18 couldn't find was June of 2019; is that right?

19 MR. BRODERICK: Objection.

20 A. The only one that he couldn't find, I don't know
21 what that means.

22 Q. Sure. You testified that the browser history
23 didn't go back to June of 2019; is that right?

24 A. Correct.

1 Q. That is something that he told you?

2 MR. BRODERICK: Objection.

3 A. I don't recall if he told me that or if my
4 counsel told me that.

5 Q. But, in any event, you testified that they didn't
6 have a browser history for June of 2019; is that right?

7 A. Correct.

8 Q. Did he give you a copy of the imaging that he
9 took from your browser?

10 A. No.

11 Q. Now, I understand that you no longer intend to
12 call him as an expert in this case. And that you have
13 personal knowledge of your browser. Is that correct?

14 A. When you say personal knowledge of my browser?

15 Q. Sure.

16 A. What does that mean?

17 Q. Well, have you looked back to see whether your
18 browser history exists for July of 2019?

19 A. Yes.

20 Q. Does it?

21 A. No.

22 Q. When is the last time, to your knowledge, that it
23 did exist?

24 MR. BRODERICK: Objection.

1 A. Well, I think based on -- I don't even know at
2 this point. I think it was three months that it went
3 back. If it was three months, it would be three months
4 from whatever that date is.

5 Q. How do you know it was three months?

6 A. When I was asked to do it, I went on -- I Googled
7 how to search my browser. I'm not IT. I'm not computer
8 savvy. I Googled how to search my browser. I followed
9 the quick -- I think it was two or three steps. That's
10 what it came up with. I think -- I'm going off memory
11 here. I think it is three months. I don't know. I
12 think it is three months.

13 Q. So in light of your sort of inexperience
14 reviewing browser history, are you comfortable affirming
15 that there is no July 2019 browsing history on any of
16 three devices?

17 MR. BRODERICK: Objection.

18 A. Yes. According to the steps that I took to look
19 back that's what it showed me.

20 Q. The steps that you found on a website? A Google
21 search?

22 A. Sure. Yes.

23 Q. Did you take those steps prior to providing
24 access to your devices to Mr. DePui?

Page 55

1 A. I think I was asked, "Can you tell how far back
2 it goes?" I think I looked at that time and was asked
3 to provide -- take images, if that's what you call it.

4 Q. Did you find images?

5 A. No. When I say image your computer that's have
6 somebody, the person that you referenced, image my
7 computers.

8 When you say image that, I'm talking about, I
9 believe, the hard drive or something like that. Not an
10 image like a photo. But I guess it is the same thing if
11 you are talking scales.

12 Q. I want to see if I can dissect this a little bit.

13 Prior to Mr. DePui copying the three devices, did
14 you ever go back prior to that to see what was available
15 as far as your browser history went?

16 MR. BRODERICK: Objection. Asked and
17 answered.

18 MR. POLANSKY: If it has been asked and
19 answered, it is has unclear.

20 BY MR. POLANSKY:

21 Q. Did you?

22 Do you want me to ask the question again? Do you
23 understand the question?

24 A. No. It kind of -- you know, I don't know what

1 Ted said. Sorry.

2 MR. BRODERICK: I said: Objection, asked
3 and answered.

4 BY MR. POLANSKY:

5 Q. Mr. DePui imaged your devices in May of 2019, is
6 that right?

7 A. Yes. I'm not sure of the exact date but it would
8 lineup with what I remember.

9 Q. Prior to that time, by "that time," I mean
10 Mr. DePui imaging your devices. Did you ever go back
11 and search your browsing history to see what was
12 available in 2019?

13 MR. BRODERICK: Objection.

14 A. I think right before we reached out or, you know,
15 had the computers imaged, I did the same thing. I think
16 I checked. And I think I said whatever -- I don't even
17 know. I think it is 90 days. I'm not a hundred percent
18 sure in my head right now what it is. I reported that
19 and then we had them imaged.

20 Q. Do you know why they were imaged if the browsing
21 history didn't exist at that time?

22 A. I don't.

23 Q. Do you have -- strike that.

24 How many times have you spoken to Mr. DePui?

1 A. A handful, a couple of times, each time to -- we
2 did this remotely, so it was, you know, can we set up
3 this time. We'd set up a time and I would sit down and
4 plug, you know, a hard drive into my computer, he'd
5 remotely takeover my computer and do whatever he did. I
6 don't know the terms, sorry.

7 Q. That's all right.

8 Was he successful -- and by "successful," was he
9 able to copy whatever is on your browser history at that
10 time?

11 A. I believe so.

12 Q. Did he provide you with a copy of what was copied
13 by him or imaged by him?

14 A. No.

15 Q. Have you asked him for a copy?

16 A. No.

17 Q. Did you speak to him after he imaged your browser
18 history?

19 A. No.

20 Q. Did he ever tell you that in June of 2019,
21 browser history didn't exist?

22 A. No.

23 Q. Did he ever tell you July of 2019 browser history
24 didn't exist?

1 A. No.

2 Q. What about August 2019?

3 A. No. He didn't tell me anything. He imaged the
4 stuff and it was, "Thank you. Bye."

5 I never had any type of conversation with him.

6 Q. Now, in your discovery responses, which we are
7 going to take a look at very shortly. You say there is
8 no responsive documents. I understand that your lawyers
9 drafted your responses. What I'm trying to figure out,
10 I just want to confirm is whether the browser history,
11 to your knowledge, exist for June, July or August of
12 2019?

13 A. To my knowledge they don't.

14 Q. Do you know when the last time they existed?

15 MR. BRODERICK: Objection; asked and
16 answered.

17 THE WITNESS: Am I answering?

18 MR. BRODERICK: Yes. You can answer unless
19 I tell you not to answer.

20 A. If, you know, again, I think I said I think it's
21 in 90 days that it went back. So 90 days from whatever,
22 whatever date you choose, would be the last time it
23 existed if that's how it works.

24 Q. When did you -- when did you come to understand

1 that QuoteWizard was alleging that you had provided
2 consent to go on to the SnappyAutoInsurance.com website?

3 A. I don't remember the exact date.

4 Q. In your answers to interrogatories you stated
5 that you retained Alex Washkowitz in August 30th of
6 2019; is that right?

7 A. I would have to look at it. If you are saying
8 that that is the date then okay.

9 Q. Are you aware that they sent a demand letter to
10 QuoteWizard regarding these text messages?

11 A. I don't know what you really mean by a demand
12 letter.

13 Q. Are you aware that they sent a letter to
14 QuoteWizard as a result of the text messages that you
15 received from QuoteWizard?

16 A. I'm aware that they reached out to them. I don't
17 know the names and what time frames.

18 Q. Did you ever see a response by my office to that
19 letter?

20 A. I do not recall.

21 Q. Prior to May 2020, did you take any steps to
22 preserve your browser history?

23 A. May 2020? That's when -- what's the name?

24 Q. Mr. DePui?

1 A. Mr. DePui. No.

2 Q. Have you ever gone in and deleted your browser
3 history?

4 A. No.

5 Q. Have you cleared the cookies? The think I asked
6 last time what a cookie is?

7 A. You said that last time. To me that is Keebler
8 and Girl Scouts.

9 Q. Do you know why Mr. DePui didn't image your work
10 computer, your work desktop computer?

11 A. No.

12 Q. Have you ever gone back on the work computer and
13 looked for the browser history?

14 A. No.

15 Q. You haven't looked to see whether the browser
16 history for June, July, or August of 2019 exists on the
17 work computer?

18 A. No, I don't think so. I don't remember.

19 Q. You testified last time that when you gave Mr.
20 DePui your laptop, they told you it only went back one
21 year. Do you remember that?

22 MR. BRODERICK: Objection.

23 A. Yeah. And then you said one year. One year
24 would cover that time.

1 Q. Do you know whether what they imaged included one
2 year's worth of browser history?

3 A. I don't know.

4 Q. After your first deposition, did you go back and
5 look to see whether any of your browser history for that
6 three year period existed?

7 MR. BRODERICK: Objection.

8 A. After the deposition?

9 Q. After your deposition.

10 A. Recently, again, yes.

11 Q. When was the most recent time that you've looked?

12 A. I don't have date. I think it was after the
13 deposition, checked again to see how far it went back.
14 I think I used the same tactic of Google search. How to
15 search my browser, if you will.

16 Q. Has anyone else had access to your computer since
17 the last deposition?

18 A. No.

19 Q. Other than Mr. DePui, has anyone else looked at
20 your computer to look at browser history?

21 A. No. Me.

22 Q. How about your wife?

23 A. No.

24 Q. You testified at your last deposition that you

Page 62

1 never reviewed your browser history prior to giving it
2 to Mr. DePui?

3 MR. BRODERICK: Objection.

4 Q. Do you recall that?

5 MR. BRODERICK: Objection.

6 A. No.

7 Q. I'm going to show you your deposition transcript.
8 Do you see where I asked you: "Have you ever reviewed
9 your browser history back to June of 2019 since this
10 litigation started?"

11 Your answer was "No."

12 Do you see that?

13 A. Yes.

14 Q. A moment ago you testified that you had attempted
15 to review it before you gave your device to Mr. DePui to
16 image; is that right?

17 MR. BRODERICK: Objection. Can you read the
18 rest of the testimony?

19 MR. POLANSKY: Sure. Do you want to read
20 the rest of the testimony? It seems pretty clear to me.

21 MR. BRODERICK: "I did make an attempt but
22 I'm not tech savvy."

23 BY MR. POLANSKY:

24 Q. It said, "Did you ever review your browsing

Page 63

1 history at any time to determine whether you went on the
2 website SnappyAutoInsurance.com?"

3 MR. BRODERICK: "I did make an attempt but I
4 am not tech savvy."

5 I don't think it is a fair characterization
6 of the testimony to say.

7 MR. POLANSKY: I would disagree. That's why
8 I'm asking it now.

9 BY MR. POLANSKY:

10 Q. What I would like to know is prior to giving your
11 devices to Mr. DePui to have imaged, did you ever review
12 your browser history back to June --

13 MR. BRODERICK: Asked and answered. This is
14 the third time now.

15 MR. POLANSKY: Ted, you just said it is not
16 a fair characterization of his testimony.

17 MR. BRODERICK: That's a fair
18 characterization. This is the third time you are asking
19 him this question.

20 MR. POLANSKY: I want a clear record.

21 MR. BRODERICK: Let me get my objection on
22 the record.

23 MR. POLANSKY: Sure.

24 MR. BRODERICK: You can't ask him three

1 times just because you don't like the answer.

2 MR. POLANSKY: I will stick with the answer
3 that we have.

4 BY MR. POLANSKY:

5 Q. Unless you would like to change your answer,
6 Mr. Mantha?

7 A. No.

8 Q. Did you ever provide your devices to your
9 attorneys, and I don't want to know what you
10 communicated with them. I'm asking if you ever provided
11 your devices to your attorney?

12 A. No.

13 Q. What about Mr. Novia?

14 A. No.

15 Q. Does Mr. Novia have access to your email
16 information?

17 MR. BRODERICK: Objection.

18 A. Like does he know my email address? Or does he
19 have access into my account?

20 Q. Into your account?

21 A. No.

22 Q. Back to Mr. Novia for a moment.

23 After Mr. Novia's deposition, did he call you to
24 tell you how it went?

1 A. No.

2 Q. Where there any text messages exchanged?

3 A. No.

4 Q. Is it fair to say that there are no text messages
5 between you and Mr. Novia at all in your cell phone?

6 A. Correct.

7 Q. Going back to 2019, there is a call record
8 between you and Mr. Novia on July 20th.

9 Do you remember anything about that phone call?

10 A. No.

11 Q. What about in August of 2019 there's four calls
12 between you and Mr. Novia, do you have any recollection
13 of the substance of any of those calls?

14 A. No. What are the dates?

15 Q. The dates would August 19, 22, 29th and then
16 September 12th.

17 A. And those calls -- were they long calls?

18 Q. I would have to go back and look at the records.

19 A. And what was the date of the text messages?

20 Q. The date of the text messages was in August, I
21 believe, August 5th.

22 A. So were the calls after that?

23 Q. And at least four other calls after text
24 messages?

1 A. I would definitely say that there was a
2 possibility that during one of those calls that we
3 discussed this.

4 Q. That's the information about him advising you how
5 you had to find out who the sender was?

6 A. Yes. I got information from him around counsel;
7 all of the above.

8 Q. Right. But when you say all of the above, I have
9 to drill down.

10 He advised you and counsel; right?

11 A. Yes.

12 Q. He advised you --

13 A. No. It was his phone number.

14 Q. Did he give that to you over phone or by email or
15 text. Do you recall?

16 A. I don't.

17 Q. He advised you you have to find the source or the
18 entity behind the text messages; right?

19 A. I don't know if he said that. I don't know if he
20 said that you have to find the source or entity behind
21 it?

22 Q. Did he say you have to find out who is sending
23 you the text?

24 A. I don't recall if he said that.

1 Q. I think last time you testified to that, that's
2 fine. We will leave that alone.

3 Do you recall anything else he might have said to
4 you during those calls?

5 A. I don't.

6 Q. Did you ever email with Mr. Novia?

7 A. No.

8 Q. You have no emails between him and you regarding
9 any of those calls?

10 A. No.

11 Q. After your last deposition, did you go back and
12 review the dates of the emails that you first had with
13 Alex Washkowitz? I'm not asking again any substance.
14 I'm asking for dates.

15 A. I don't think I did. I'm not -- emails. I'm not
16 sure. I don't know.

17 Q. I just want to pull up some of the documents that
18 your other response that you -- strike that.

19 I want to pull up discovery responses your
20 attorney has recently served on us and then we should
21 just be about done.

22 You don't happen to have those in front of you,
23 do you? The supplemental responses to RPDs. Answers to
24 interrogatories?

1 A. No.

2 MR. POLANSKY: Before we do this, does
3 anyone need to take a break? This will run about ten
4 minutes.

5 MR. BRODERICK: It's okay with me.

6 MR. POLANSKY: Ted, Exhibit 5 is
7 Supplemental Answers to Interrogatories.

8 MR. BRODERICK: You mean in the Exhibit
9 Share?

10 MR. POLANSKY: Yes.

11 Off the record for a moment.

12 THE VIDEOGRAPHER: The time is 12:23. We
13 are off the record.

14 (Break in the proceedings.)

15 THE VIDEOGRAPHER: This is the beginning of
16 media number five. We are back on the record. The time
17 is 12:25.

18 (Document marked as Exhibit No. 5 for
19 identification.)

20 BY MR. POLANSKY:

21 Q. I'm now showing you what has been marked as
22 Exhibit 5 for identification. These are Plaintiffs'
23 Answers to Defendants' First Set of Interrogatories as
24 supplemented.

1 Have you seen this document before,
2 Mr. Mantha? I can scroll through it so it is easier.

3 A. Yeah. Most likely. They all look the same at
4 this point to me.

5 Q. So you signed it, Mr. Mantha, it looks like on
6 August 18th; is that right?

7 A. Yes.

8 MR. BRODERICK: I thought that is pretty
9 fancy, personally.

10 MR. POLANSKY: It is. I have never used
11 that before.

12 BY MR. POLANSKY:

13 Q. I want to go through just a few of these.
14 Number seven says, "Please identify your employer and
15 your position of employment from January 1, 2019 to
16 present and state whether you used the telephone number
17 508.353.9690 for relating to or in connection with your
18 employment for January 1, 2019. Describing your use of
19 that telephone number for business employment purposes."

20 Okay. Do you see that question?

21 A. Yes.

22 Q. Here is the supplementary answer that you gave,
23 your employer is Doctor Franklin Perkins School. Right?

24 A. Um-hmm.

Page 70

1 Q. You are the director of residential operations;
2 right?

3 A. Yep.

4 Q. You state the telephone number is 508.353.9690 is
5 my personal cell phone number, right?

6 A. Correct.

7 Q. You state, "I use it overwhelming for personal
8 and residential purposes."

9 Is that right?

10 A. Um-hmm.

11 Q. So you would agree that you do use it in some
12 respects for your work; is that right?

13 MR. BRODERICK: Objection.

14 A. At times.

15 Q. So we went through all the numbers that have
16 called you and the individuals that call you on your
17 cell phone. Is that right?

18 A. We went through some numbers.

19 Q. Can you -- can you apportion what percentage you
20 use for personal use versus work use?

21 MR. BRODERICK: Objection.

22 A. I couldn't, no.

23 Q. Is it 50/50?

24 A. I don't know.

1 Q. Could it be 50/50?

2 MR. BRODERICK: Objection.

3 A. I don't know.

4 Q. Number eight asks you to "....describe any
5 communications that you had with anyone else regarding
6 this case or regarding auto insurance generally."

7 Do you see that?

8 A. Um-hmm.

9 Q. In your answer you described communications that
10 you had with Steve Novia that we have gone through at
11 length; right?

12 A. Correct.

13 Q. You didn't identify your wife, though. You
14 identified her in the answer but not the supplemental
15 answer. Is there a reason for that?

16 A. Can you go back up to the -- the question?

17 Q. The question, yes.

18 A. So it is asking if I had any -- who did I have
19 communication with? Who knows about this whole thing?

20 Q. Yes.

21 A. Yes. Those two.

22 Q. Okay. I was just wondering your why your wife
23 wasn't included in the supplemental. Is that because
24 she was identified in the first answer?

1 A. Yeah, I guess. I'm not sure.

2 Q. Now, we also spoke today about a few other
3 individuals you have talked to about this case.

4 Dr. Padon. Is that right?

5 A. Derek.

6 Q. Derek Padon; right?

7 You don't list him, why is that?

8 A. I didn't really speak with him, I guess, at any
9 length about it. It was a subpoena that came in that
10 said, Why are we being subpoenaed? At that point I had
11 to.

12 Q. Is there anyone other than those three
13 individuals, and Michael Ames, that you have spoken to
14 about this case other than your attorneys?

15 MR. BRODERICK: Objection.

16 A. I said that prior to the first deposition, I
17 spoke to my chief operating officer, Tim Hammond. I had
18 to take a day off of work. I gave him a brief -- I said
19 I'm in the middle of a lawsuit.

20 Q. Anybody else?

21 A. I can't think.

22 Q. Okay. Number 19, "Please state whether you
23 helped, guided, or otherwise informed your responses to
24 QuoteWizard communications in and around August of 2019.

1 And identify those persons and the substance of your
2 conversations with them."

3 Since your last deposition, you provided a
4 supplemental answer. And it says "Apart from Steven
5 Novia advising me that I needed to identify who was
6 behind the text messages that I received, no one helped
7 guide or otherwise inform my communications with
8 QuoteWizard."

9 Do you see that?

10 A. Um-hmm.

11 Q. I asked you a moment ago as to whether he gave
12 you advice as to finding out who the identity was. And
13 you didn't recall. Does this refresh your memory about
14 what he told you?

15 A. Yeah.

16 You have changed what you said multiple times. I
17 think the first deposition you used the word "coach,"
18 consecutively and kept repetitively saying, "Coached,
19 coached, coached."

20 Q. Here is your opportunity to tell me.

21 MR. BRODERICK: Objection.

22 A. I think you said there was a few phone calls in
23 August with Steve, do you remember the nature of them?
24 I said it was around this -- it was probably around

1 this. I don't know the exact -- every statement --
2 every, you know, back and forth that we had about it --
3 but...

4 Q. I understand. I'm asking if this refreshes your
5 memory. This is your answer; right?

6 A. Um-hmm.

7 Q. As to whether he advised you to find out the
8 identity behind the text messages?

9 MR. BRODERICK: Objection.

10 A. Yes. I guess I asked -- I responded.

11 Q. Okay.

12 Number 20, it says, "Please identify the date in
13 which you retained your attorneys." You provided a
14 supplemental answer.

15 Can you read that?

16 A. Yes.

17 Q. And how did you find out that it was August 31st,
18 that you retained your attorneys after the deposition?

19 MR. BRODERICK: Objection. I'm going to
20 instruct you not to disclose --

21 MR. POLANSKY: Yes.

22 MR. BRODERICK: -- attorney-client
23 communication with Alex.

24 BY MR. POLANSKY:

Page 75

1 Q. Don't tell me anything you communicated with him.

2 How did you find out that August 31st was the
3 first date that you communicated with him?

4 A. I don't recall if I looked up in my email or he
5 sent the email back to me or something like that. I
6 don't know.

7 Q. How did you --

8 A. I originally reached out to Alex via email. I
9 said who I am.

10 Q. So you emailed him and that was the first date?

11 A. If that is August 31st then I will go with that,
12 yes.

13 Q. I don't know. I'm asking you.

14 A. Right here, right now, off the top of my head, I
15 am saying that I am not a hundred percent positive. I
16 would to look. But if that is what I wrote at some
17 point it was sent back to me or I looked it up. I don't
18 recall which way I confirmed that.

19 Q. Okay. In number 25, can you read that to
20 yourself? The supplemental answer, after you read the
21 question.

22 A. Okay.

23 Q. Is that the entirety of your personal knowledge
24 for the basis of claiming that the Joseph Mantha consent

1 was fraudulent?

2 A. Yep. The big pieces, I'm not shopping or I
3 wasn't or haven't been shopping for auto insurance so.
4 (Document marked as Exhibit No. 6 for
5 identification.)

6 BY MR. POLANSKY:

7 Q. Let's see if we can go through the rest of these
8 pretty quickly.

9 I'm showing you what has been marked as
10 Exhibit 7 -- 6 for identification. These are your
11 Supplemental Answers to Defendant's First Set of
12 Admissions.

13 Have you seen these before?

14 A. I'm thinking, yes.

15 Q. I'm going to scroll through quickly. So it is a
16 six page document.

17 MR. BRODERICK: What number is it going to
18 be Kevin, for the record.

19 MR. POLANSKY: I believe it is 6.

20 Q. I want to flip to number -- I want to go to
21 number eight, A request for admission number 8,
22 supplemental answer.

23 Can you read those to yourself.

24 (Pause in the proceedings.)

1 A. Okay.

2 Q. It could just be semantics. But I want to
3 understand why you denied that given Mr. Novia's
4 interactions with you?

5 Is there any part of that in which you are
6 specifically denying? Didn't we just review his advice
7 or assistance?

8 MR. BRODERICK: Objection.

9 A. We did. I'm not sure.

10 Q. Same question for number 9. It might be
11 semantics. Could you take a look at that request and
12 answer?

13 MR. BRODERICK: Objection.

14 (Pause in the proceedings.)

15 A. Okay.

16 Q. So we just looked at your supplemental answer
17 advising that you retained Alex Washkowitz on
18 August 31, 2019; right?

19 A. Correct.

20 Q. But you've denied that you were in communications
21 with your attorneys in and around August 2019; is that
22 inaccurate?

23 MR. BRODERICK: Objection.

24 A. No. That's not what it is saying, I don't

Page 78

1 believe, the way I'm reading it. The way I'm reading it
2 says it doesn't relate to the issue of consent. When
3 this was asked, this was related to consent which that
4 has nothing to do with. Am I misreading that?

5 Q. I don't see the word consent in that request, do
6 you?

7 MR. BRODERICK: Objection. The request is
8 during the time that you received and responded.

9 BY MR. POLANSKY:

10 Q. So is it your testimony, Mr. Mantha, that you
11 discussed or first retained counsel after you responded
12 to the text messages from QuoteWizard?

13 A. I retained counsel after I responded.

14 Q. So you've denied that you used the number
15 508.353.9690 for nonresidential uses; right?

16 A. Say that again? Sorry. I was reading as well in
17 a different spot.

18 Q. You see the request, right? You can read it
19 yourself?

20 A. Yes.

21 Q. But we have discussed at length today that you
22 have used your phone for work purposes. No?

23 MR. BRODERICK: Objection.

24 A. In emergency situations.

1 Q. This doesn't say in emergency situations, does
2 it? It says for nonresidential uses?

3 MR. BRODERICK: Objection.

4 A. Yes.

5 Q. Is this answer correct or incorrect?

6 MR. BRODERICK: Objection.

7 A. It is not clear the way it says.

8 Q. It is not clear?

9 A. The way it's stated, it says that -- I'm saying
10 me, I, he cannot control who calls him for what reasons.

11 Q. That's your answer. I'm asking the first word
12 that you wrote here is "denied"; isn't that right?

13 MR. BRODERICK: Objection. He didn't write
14 it. He is not signing this.

15 MR. POLANSKY: They are on his behalf,
16 aren't they?

17 MR. BRODERICK: These are counsel.

18 MR. POLANSKY: Aren't these on his behalf?

19 MR. BRODERICK: They are, but you are saying
20 he wrote it.

21 BY MR. POLANSKY:

22 Q. These were wrote on your behalf. It was denied.
23 I'm asking if the answer is a correct answer or not or
24 an accurate answer?

Page 80

1 MR. BRODERICK: Objection.

2 MR. POLANSKY: You can object.

3 BY MR. POLANSKY:

4 Q. You can answer.

5 A. I've received phone calls from my work on my
6 telephone.

7 Q. Which you would agree are nonresidential uses;
8 right?

9 MR. BRODERICK: Objection.

10 BY MR. POLANSKY:

11 Q. You can answer.

12 MR. BRODERICK: Objection.

13 A. Correct.

14 Q. Number 11, can you read the request in the
15 supplemental answer?

16 A. Um-hmm.

17 Q. In your supplemental answer, it says,
18 "Plaintiff's cellular phone is a personal residential
19 cellular phone in his name and paid for by himself."
20 Right?

21 A. Yes.

22 Q. But you testified today that you received a \$30
23 credit per month; isn't that right?

24 A. Correct.

1 Q. You didn't state that in the answer -- strike
2 that.

3 Your counsel doesn't acknowledge that in the
4 answer; correct?

5 MR. BRODERICK: Objection.

6 A. It is not stated.

7 (Document marked as Exhibit No. 7 for
8 identification.)

9 BY MR. POLANSKY:

10 Q. One last document. I think we are just about
11 done. Okay. Let's put this back up in front of you?

12 These are -- Exhibit 7 are supplemental responses
13 that your counsel provided in discovery. I just want to
14 go through a few of them to see whether you are aware of
15 any additional documents. It is possible that I already
16 covered it, I might skip it.

17 As to number seven, it asks for "Any notes,
18 journals, ledgers, diaries, or other compilations
19 maintained by plaintiff. For any reason documented
20 communications with or from QuoteWizard."

21 Do you see that?

22 A. Okay.

23 Q. Are you aware of any ledgers or emails not
24 involving your counsel relating to these communications

1 with QuoteWizard?

2 A. No.

3 Q. Number eight, can you read that to yourself?

4 A. It jumped all around on me.

5 Q. I will leave it at the top is 8. And I want you
6 to read the supplemental answer.

7 A. I'm not really understanding the full extent of
8 the question.

9 Q. Other than the imaging that Mr. DePui took from
10 your three devices, are you aware of any other documents
11 provided to him?

12 MR. BRODERICK: Objection.

13 A. No.

14 Q. Are you aware of any other experts other than
15 Mr. DePui involved in this case?

16 A. No.

17 Q. 19, "Any and all documents evidencing your
18 physical location August 5, 2019."

19 You state that no responsive documents are in
20 plaintiff's possession or control.

21 When you -- did you buy things through your
22 normal course of living on your credit card?

23 A. Do I buy things on, like, a debit card?

24 Q. Yes. Debit or credit card?

1 A. Sure. I buy them.

2 Q. And that would show the location where you made
3 the purchase?

4 A. I guess. I don't know. If I purchase something
5 online. I don't know. I never really looked through my
6 purchases in like a PDF that is more descriptive, maybe.

7 Q. Well, have you gone back to look through any sort
8 of debit or credit card statement to see what purchases
9 you might have made in August 5th, 2019 to determine
10 whether it has your physical location?

11 MR. BRODERICK: Objection.

12 A. No.

13 Q. I think the same question for number -- 21, we
14 already covered. I think the last one is --

15 I guess the same question for June of 2019. Is
16 it fair to say you haven't gone back through your credit
17 card or debit card statement to identify where you might
18 have made purchases during that period of time?

19 A. Fair.

20 Q. Two final questions. There was a response in one
21 of your discovery responses that you didn't own a Chevy
22 Trailblazer in 2019. Is that true?

23 A. Correct.

24 Q. Just for clarification purposes, did you ever use

1 a Chevrolet Trailblazer in 2019?

2 A. No.

3 Q. As you sit here today, are you aware of the
4 number of text messages that you seek damages for in
5 this case?

6 A. I'm not sure of the number.

7 MR. POLANSKY: I think that is all I have.

8 Give me one second.

9 That's all I have, Mr. Mantha. Thank you
10 very much.

11 THE WITNESS: Thank you.

12 MR. POLANSKY: Mr. Broderick, do you have
13 any questions?

14 MR. BRODERICK: No questions from me.

15 MR. POLANSKY: Thank you.

16 THE VIDEOGRAPHER: This is the end of Joseph
17 Mantha day two and media number five in the deposition
18 for today. The time is 12:51. We are off the record.

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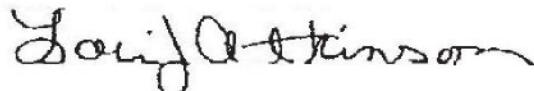
Page 85

1 COMMONWEALTH OF MASSACHUSETTS.
2 COUNTY OF SUFFOLK, SS.
3

4 I, Lori J. Atkinson, Professional Court Reporter
and Notary Public duly and qualified in and for the
5 State of Massachusetts do hereby certify that the
foregoing transcript is a true and correct transcript of
6 my original stenographic notes.

I further certify that I am neither an attorney or
7 counsel for, nor related to or employed by any of the
parties to the action in which this deposition is taken;
8 and furthermore, that I am not a relative or employee of
any attorney or counsel employed by the parties hereto
9 or financially interested in the action.

10
11 IN WITNESS THEREOF, I have hereunto
12 Set my hand and affixed my Notarial Seal this 15th day
of October, 2020.

13
14
15 
16

17 LORI J. ATKINSON
18 NOTARY PUBLIC
19
20
21

22 ***PLEASE NOTE***
23 THE FOREGOING CERTIFICATION OF THIS TRANSCRIPT DOES NOT
APPLY TO ANY REPRODUCTION AND/OR DISTRIBUTION OF THE
24 SAME BY ANY MEANS UNLESS UNDER THE DIRECT CONTROL AND/OR
SUPERVISION OF THE CERTIFYING COURT REPORTER.

Page 86

1 DEPOSITION ERRATA SHEET

2 Case Caption: MANTHA VS QUOTEWIZARD

3 Deponent: JOSEPH MANTHA

4 Deposition Date September 10, 2020

5 To the Reporter:

6 I have read the entire transcript of my Deposition taken
7 in the captioned matter or the same has been read to me.
8 I request that the following changes be entered upon the
9 record for the reasons indicated. I have signed my name
10 to the Errata Sheet and the appropriate Certificate and
11 authorize you to attach both to the original transcript.

12 Page No. Line No. Change to

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14 Reason for change:

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17 Reason for change:

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20 Reason for change:

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23 Reason for change:

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Page 87

1 Deposition of JOSEPH MANTHA

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22 Reason for change:

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24 SIGNATURE: DATE: _____